

2005 DRAFTING REQUEST

Bill

Received: 03/18/2005

Received By: **pkahler**

Wanted: As time permits

Identical to LRB:

For: **Steve Wieckert (608) 266-3070**

By/Representing: **Scott Becher**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Insurance - miscellaneous**

Extra Copies: **CMH**

Submit via email: **YES**

Requester's email: **Rep.Wieckert@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Time for filing social and financial impact reports

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 03/18/2005	jdyer 03/22/2005		_____			State
/1			pgreensl 03/22/2005	_____	sbasford 03/22/2005	lemery 06/14/2005	

FE Sent For:

<END>

2005 DRAFTING REQUEST

Bill

Received: 03/18/2005

Received By: **pkahler**

Wanted: As time permits

Identical to LRB:

For: **Steve Wieckert (608) 266-3070**

By/Representing: **Scott Becher**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Insurance - miscellaneous**

Extra Copies: **CMH**

Submit via email: **YES**

Requester's email: **Rep.Wieckert@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Time for filing social and financial impact reports

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 03/18/2005	jdyer 03/22/2005		_____			State
/1			pgreensl 03/22/2005	_____	sbasford 03/22/2005		

FE Sent For:

<END>

2005 DRAFTING REQUEST

Bill

Received: 03/18/2005

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Steve Wieckert (608) 266-3070**

By/Representing: **Scott Becher**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Insurance - miscellaneous**

Extra Copies: **CMH**

Submit via email: **YES**

Requester's email: **Rep.Wieckert@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Time for filing social and financial impact reports

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler	1 3/22 jlw	3/122 p8	3/122 p8/15			

FE Sent For:

<END>

3-18

Scott Becker - Rep ~~Wieckert~~ Wieckert
by phone

redraft 2003-1753

re. social and financial impact reports

RESEARCH APPENDIX - Draft Transfer/Copy Request Form

- Atty's please complete this form and give to Mike Barman


(Request Made By: PJK) (Date: 3 / 18 / 05)




Please transfer the drafting file for

2003 LRB 1753 to the drafting file

for 2005 LRB 2516

 The final version of the 2003 draft and the final Request Sheet will copied on yellow paper, and returned to the original 2003 drafting file. A new cover sheet will be created/included listing the new location of the drafting file's "guts".

 For research purposes, because the 2003 draft was incorporated into a 2005 draft, the complete drafting file will be transferred, as a separate appendix, to the new 2005 drafting file. This request form will be inserted into the "guts" of the 2005 draft. If introduced, the appendix will be scanned/added to the electronic drafting file folder.


-- OR --




Please copy the drafting file for

2005 LRB / (include the version) and place it in the

drafting file for 2005 LRB

 For research purposes, because the original 2005 draft was incorporated into another 2005 draft, the original drafting file will be copied on yellow paper (darkened/auto centered/reduced to 90%) and added, as a separate appendix, to the new 2005 drafting file. This request form will be inserted into the "guts" of the new 2005 draft. If introduced the appendix will be scanned/added to the electronic drafting file folder.

 The original drafting file will then returned, intact, to its folder and filed. For future reference, a copy of the transfer/copy request form will also be added to the "guts" of the original draft.



State of Wisconsin
2003-2004 LEGISLATURE
2005-2006

2516/1
LRB-1753/3
PJK/jld:jf
1
keep

2005

2003 BILL

D-vote

LPS-PWF
please

Regen

1 AN ACT to amend 601.423 (2), 601.423 (3) (a) (intro.) and 601.423 (3) (b) (intro.)
2 of the statutes; relating to: social and financial impact reports.

Analysis by the Legislative Reference Bureau

Current law requires that, if any bill contains a health insurance mandate affecting an insurance policy, plan, or contract, the commissioner of insurance must submit to the presiding officer of the house in which the bill is introduced a report on the social and financial impact of the mandate. This bill requires that the report be submitted if any amendment, as well as any bill, contains a health insurance mandate, and requires that the commissioner of insurance submit the report before any vote is taken on the bill or amendment by any standing committee or either house of the legislature.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 601.423 (2) of the statutes is amended to read:
4 601.423 (2) PREPARATION OF REPORT. The commissioner shall submit a report
5 on the social and financial impact of any health insurance mandate, contained in any

current law
but does not specify
a time by which
the report must be submitted

BILL

1 bill [✓]or amendment affecting an insurance policy, plan, or contract, to the presiding
2 officer of that house of the legislature in which the bill or amendment is introduced.
3 The commissioner shall submit the report before any vote is taken on the bill or
4 amendment by any standing committee or by either house of the legislature,
5 whichever vote occurs first. [✓]At the discretion of the presiding officer, any such report
6 may be printed and distributed as are amendments.

7 **SECTION 2.** 601.423 (3) (a) (intro.) [✓]of the statutes is amended to read:

8 601.423 (3) (a) [✓]*Social impact factors.* (intro.) Any report prepared under sub.
9 (2) shall assess to the extent possible all of the following social impact factors ~~which~~
10 [✓]that are relevant to the type of health insurance mandate created, expanded, or
11 continued by the bill or amendment:

12 **SECTION 3.** 601.423 (3) (b) (intro.) [✓]of the statutes is amended to read:

13 601.423 (3) (b) *Financial impact factors.* (intro.) [✓]Any report prepared under
14 sub. (2) shall assess to the extent possible all of the following financial impact factors
15 ~~which~~ [✓]that are relevant to the type of health insurance mandate created, expanded,
16 or continued by the bill or amendment:

17 (END)

D-10

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2516/dn

PJK:.....

Jld

Representative Wieckert:

As I noted for the 2003 version of this draft:

By prohibiting the legislature from voting before the Commissioner of Insurance submits a report, the commissioner could prevent a vote on a bill or amendment simply by not submitting the report. On the other hand, if a committee or house fails to follow the statute and votes on a bill or amendment before the report is submitted, that action would most likely be considered an implied ad hoc suspension of the rules.

Also, it may be impossible for the commissioner to comply with the reporting requirement for amendments. Very often, amendments are drafted and introduced on the day that the bill to which the amendment applies is on the floor for a vote. Amendments are often drafted in a matter of minutes while a bill is being debated on the floor. Floor amendments are handwritten in a matter of seconds by legislators during debate. The commissioner will not even be aware of many amendments before, and unless, they are actually passed.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us

MOVE

*→ new 41
but not indented*

(commissioner)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2516/1dn
PJK:jld:pg

March 22, 2005

Representative Wieckert:

As I noted for the 2003 version of this draft:

By prohibiting the legislature from voting before the Commissioner of Insurance (commissioner) submits a report, the commissioner could prevent a vote on a bill or amendment simply by not submitting the report.

Also, it may be impossible for the commissioner to comply with the reporting requirement for amendments. Very often, amendments are drafted and introduced on the day that the bill to which the amendment applies is on the floor for a vote. Amendments are often drafted in a matter of minutes while a bill is being debated on the floor. Floor amendments are handwritten in a matter of seconds by legislators during debate. The commissioner will not even be aware of many amendments before, and unless, they are actually passed.

On the other hand, if a committee or house fails to follow the statute and votes on a bill or amendment before the report is submitted, that action would most likely be considered an implied ad hoc suspension of the rules.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us

Emery, Lynn

From: Becher, Scott
Sent: Tuesday, June 14, 2005 9:11 AM
To: LRB.Legal
Subject: FW: Controlling Health Care Costs: Limiting New Mandates/Wieckert/Cosponsorship/LRB 2516-1/Deadline 6-27-05

Importance: High

Please jacket this bill..

From: Rep.Wieckert
Sent: Monday, June 13, 2005 5:03 PM
To: *Legislative All Assembly; *Legislative All Senate
Subject: Controlling Health Care Costs: Limiting New Mandates/Wieckert/Cosponsorship/LRB 2516-1/Deadline 6-27-05
Importance: High

To: **All Legislative Colleagues**

From: **Representative Steve Wieckert**

Date: June 13, 2005

Re: **Controlling Health Care Costs: Limiting New Mandates**

According to many experts, health care mandates significantly drive up the cost of healthcare premiums.

High healthcare costs are a burden on individuals, businesses and governments. In some cases, high healthcare costs have caused companies to drop healthcare services completely, and made health insurance policies unaffordable for too many individuals.

In an effort to ensure that all new legislation requesting new healthcare mandates received very close scrutiny, Wisconsin statutes now require that an analysis be done by the office of the commissioner of insurance on any proposal which would include a new health insurance mandate.

However, these reports are not helpful if they are completed and presented to the legislature only after the legislation has been considered.

This legislation requires that these impact reports on the cost of healthcare mandates be made available to the legislature in a timely fashion before legislative action on a new health care mandate is taken.

If you would like to cosponsor this legislation, please call Scott Becher at 6-3070 or by email at Scott.Becher@legis.state.wi.us <<mailto:Scott.Becher@legis.state.wi.us>>.